

IN THE UNITED STATES COURT FOR THE DISTRICT OF UTAH
NORTHERN DIVISION

PHILLIP M. ADAMS & ASSOCIATES,
LLC, a Utah Limited Liability Company,

Plaintiff,

vs.

WINBOND ELECTRONICS
CORPORATION, ASUS COMPUTER
INTERNATIONAL, MICRO-STAR
INTERNATIONAL CORP., LTD, AND
MSI COMPUTER CORP., et al.,

Defendants.

MEMORANDUM DECISION AND
ORDER DENYING WINBOND'S'
MOTION FOR PARTIAL
SUMMARY JUDGMENT OF
NONINFRINGEMENT OF THE '858
PATENT

Case No. 1:05-CV-64 TS

Winbond seeks partial summary judgment of noninfringement on the '858 patent. MSI¹ and ASUS² joined the Motion. The Court finds that there are material issues of fact on infringement of the '858 patent. It is therefore

ORDERED that Winbond's Motion for Partial Summary Judgment of


¹MSI Computer Corporation and Micro-Star International Corporation, Ltd.

²Asustek Computer and Asus Computer Intl.

noninfringement on the '858 patent (Docket No. 1061) is DENIED and the Motion is also DENIED as joined by MSI and ASUS and, therefore, the Motions for Joinder at Docket No. 1072 and 1076 are MOOT.

DATED August 24, 2010.

BY THE COURT:



TED STEWART
United States District Judge